PREVAILED	Roll Call No
FAILED	Ayes
WITHDRAWN	Noes
RULED OUT OF ORDER	

HOUSE MOTION

MR. SPEAKER:

I move that House Bill 2115 be amended to read as follows:

1	Page 1, line 3, delete "The telephone calling system provided".
2	Page 1, delete lines 4 through 7.
3	Page 1, line 8, delete "board of accounts." and insert "(a) This
4	section applies to a telephone calling system provided for confined
5	offenders.
6	(b) The amount billed for a contractor 0+, 00-, or 01+ call
7	placed by a confined offender shall reflect on a one for one basis all
8	discounts and commissions offered by a telecommunications
9	provider to the department, including any facility or employee of
10	the department, through the request for proposal ("RFP") bidding
11	process.
12	(c) If the amount billed for a contractor 0+, 00-, or 01+ call
13	placed by a confined offender does not reflect on a one for one
14	basis all discounts and commissions received through the RFP
15	bidding process by the department, including any facility or
16	employee of the department, the department shall do one (1) of the
17	following:
18	(1) The department may refund on a prorated basis all
19	discounts and commissions received from a
20	telecommunications provider under the process described in
21	subsection (d).
22	(2) The department, through the State of Indiana, may submit
23	a new RFP for a custom network service for public telephone
24	interlata, intrastate, and interstate long distance services for

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1	confined offenders. At a minimum, the RFP shall contain the
2	following:
3	(A) Any security and fraud control services considered
4	necessary by the department, including the use of 0+
5	collect calling services as the sole means of confined
6	offender communications with the general population.
7	(B) A prohibition against the receipt by the department,
8	including any facility or employee of the department, of
9	any fee, discount, commission, or other consideration for
10	contractor 0+ calls placed by a confined offender.
11	(d) A person may claim a refund from the department by
12	providing the department a copy of the person's
13	telecommunications bill indicating all charges for contractor 0+,
14	00-, and 01+ calls placed by a confined offender. Not later than
15	thirty (30) days after receiving the copy of the telecommunications
16	bill, the department shall refund to the person that portion of the
17	charges for contractor 0+, 00-, and 01+ calls placed by a confined
18	offender equal to the percentage of the discount or commission
19	received by the department for contractor 0+, 00-, or 01+ calls
20	placed by the confined offender.
21	(e)".
22	Page 1, line 11, delete "discounted service; or" and insert
23	"discount;".
24	Page 1, line 12, after "(3)" insert "commission; or
25	(4) ".
26	Page 1, line 13, delete "vendor" and insert " provider ".
27	Page 1, line 14, delete "vendor's" and insert " provider's ".
28	Page 1, line 17, delete "The telephone calling system provided".
29	Page 2, delete lines 1 through 5.
30	Page 2, line 6, delete "accounts." and insert "(a) This section
31	applies to a telephone calling system provided for confined
32	offenders.
33	(b) The amount billed for a contractor 0+, 00-, or 01+ call
34	placed by a confined offender shall reflect on a one for one basis all
35	discounts and commissions offered by a telecommunications
36	provider to the community corrections advisory board, including
37	any facility or employee of the board, through a competitive
38	bidding process.
39	(c) If the amount billed for a contractor 0+, 00-, or 01+ call
40	placed by a confined offender does not reflect on a one for one
41	basis all discounts and commissions received through the
42	competitive bidding process by the board, including any facility or
43	employee of the board, the board shall do one (1) of the following:
44	(1) The board may refund on a prorated basis all discounts
45	and commissions received from a telecommunications
46	provider under the process described in subsection (d).
47	(2) The board may submit a new bid proposal for a custom

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network service for public telephone interlata, intrastate, and 1 2 interstate long distance services for confined offenders. At a 3 minimum, the bid proposal shall contain the following: 4 (A) Any security and fraud control services considered 5 necessary by the board, including the use of 0+ collect calling services as the sole means of confined offender 6 7 communications with the general population. 8 (B) A prohibition against the receipt by the board, 9 including any facility or employee of the board, of any fee, 10 discount, commission, or other consideration for 11 contractor 0+ calls placed by a confined offender. (d) A person may claim a refund from the board by providing 12 13 the board a copy of the person's telecommunications bill indicating all charges for contractor 0+, 00-, and 01+ calls placed by a 14 confined offender. Not later than thirty (30) days after receiving 15 the copy of the telecommunications bill, the board shall refund to 16 17 the person that portion of the charges for contractor 0+, 00-, and 01+ calls placed by a confined offender equal to the percentage of 18 the discount or commission received by the department for 19 contractor 0+, 00-, or 01+ calls placed by the confined offender. 20 21 (e)". 22 Page 2, line 9, delete "discounted service; or" and insert 23 "discount;". 24 Page 2, line 10, after "(3)" insert "commission; or 25 **(4)**". 26 Page 2, line 11, delete "vendor" and insert "provider". 27 Page 2, line 12, delete "vendor's" and insert "provider's". 28 Page 2, line 15, delete "The telephone calling system provided". 29 Page 2, delete lines 16 through 19. 30 Page 2, line 20, delete "board of accounts." and insert (a) This 31 section applies to a telephone calling system provided for confined 32 offenders. 33 (b) The amount billed for a contractor 0+, 00-, or 01+ call 34 placed by a confined offender shall reflect on a one for one basis all 35 discounts and commissions offered by a telecommunications provider to the county jail, including any facility or employee of 36 37 the jail, through a competitive bidding process. (c) If the amount billed for a contractor 0+, 00-, or 01+ call 38 39 placed by a confined offender does not reflect on a one for one 40 basis all discounts and commissions received through the competitive bidding process by the jail, including any facility or 41 employee of the jail, the jail shall do one (1) of the following: 42 43 (1) The jail may refund on a prorated basis all discounts and 44 commissions received from a telecommunications provider 45 under the process described in subsection (d). (2) The jail may submit a new bid proposal for a custom 46

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network service for public telephone interlata, intrastate, and

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1	interstate long distance services for confined offenders. At a
2	minimum, the bid proposal shall contain the following:
3	(A) Any security and fraud control services considered
4	necessary by the jail, including the use of 0+ collect calling
5	services as the sole means of confined offender
6	communications with the general population.
7	(B) A prohibition against the receipt by the jail, including
8	any facility or employee of the jail, of any fee, discount,
9	commission, or other consideration for contractor 0+ calls
10	placed by a confined offender.
11	(d) A person may claim a refund from the jail by providing the
12	jail a copy of the person's telecommunications bill indicating all
13	charges for contractor 0+, 00-, and 01+ calls placed by a confined
14	offender. Not later than thirty (30) days after receiving the copy of
15	the telecommunications bill, the jail shall refund to the person that
16	portion of the charges for contractor 0+, 00-, and 01+ calls placed
17	by a confined offender equal to the percentage of the discount or
18	commission received by the jail for contractor 0+, 00-, or 01+ calls
19	placed by the confined offender.
20	(e)".
21	Page 2, line 23, delete "discounted service; or" and insert
22	"discount;".
23 24	Page 2, line 24, after "(3)" insert "commission; or
	(4)". Page 2. line 25. delete "yender" and insert "nuccides"
2526	Page 2, line 25, delete "vendor" and insert " provider ". Page 2, line 26, delete "vendor's" and insert " provider's ".
27	Page 2, line 29, delete "The telephone calling system provided".
28	Page 2, delete lines 30 through 33.
29	Page 2, line 34, delete "as determined by the state board of
30	accounts." and insert (a) This section applies to a telephone calling
31	system provided for confined offenders.
32	(b) The amount billed for a contractor 0+, 00-, or 01+ call
33	placed by a confined offender shall reflect on a one for one basis all
34	discounts and commissions offered by a telecommunications
35	provider to the juvenile detention facility, including any facility
36	employee, through a competitive bidding process.
37	(c) If the amount billed for a contractor 0+, 00-, or 01+ call
38	placed by a confined offender does not reflect on a one for one
39	basis all discounts and commissions received through the
40	competitive bidding process by the facility, including any facility
41	employee, the facility shall do one (1) of the following:
42	(1) The facility may refund on a prorated basis all discounts
43	and commissions received from a telecommunications
44	provider under the process described in subsection (d).
45	(2) The facility, through the State of Indiana, may submit a
46	new bid proposal for a custom network service for public

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telephone interlata, intrastate, and interstate long distance

1	services for confined offenders. At a minimum, the bid
2	proposal shall contain the following:
3	(A) Any security and fraud control services considered
4	necessary by the facility, including the use of 0+ collect
5	calling services as the sole means of confined offender
6	communications with the general population.
7	(B) A prohibition against the receipt by the facility,
8	including any facility employee, of any fee, discount,
9	commission, or other consideration for contractor 0+ calls
10	placed by a confined offender.
11	(d) A person may claim a refund from the facility by providing
12	the facility a copy of the person's telecommunications bill
13	indicating all charges for contractor 0+, 00-, and 01+ calls placed
14	by a confined offender. Not later than thirty (30) days after
15	receiving the copy of the telecommunications bill, the facility shall
16	refund to the person that portion of the charges for contractor 0+,
17	00-, and 01+ calls placed by a confined offender equal to the
18	percentage of the discount or commission received by the facility
19	for contractor 0+, 00-, or 01+ calls placed by the confined offender.
20	(e)".
21	Page 2, line 37, delete "discounted service; or" and insert
22	"discount;".
23	Page 2, line 38, after "(3)" insert "commission; or
24	(4)".
25	Page 2, line 39, delete "vendor" and insert " provider ".
26	Page 2, line 40, delete "vendor's" and insert " provider's ".
27	Page 3, line 1, delete "The telephone calling system provided".
28	Page 3, delete lines 2 through 5.
29	Page 3, line 6, delete "determined by the state board of accounts."
30	and insert (a) This section applies to a telephone calling system
31	provided for confined offenders.
32	(b) The amount billed for a contractor 0+, 00-, or 01+ call
33	placed by a confined offender shall reflect on a one for one basis all
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34	discounts and commissions offered by a telecommunications
34 35	provider to the juvenile detention center, including any center
35	provider to the juvenile detention center, including any center
35 36	provider to the juvenile detention center, including any center employee, through a contract bidding process. (c) If the amount billed for a contractor 0+, 00-, or 01+ call placed by a confined offender does not reflect on a one for one
35 36 37 38 39	provider to the juvenile detention center, including any center employee, through a contract bidding process. (c) If the amount billed for a contractor 0+, 00-, or 01+ call
35 36 37 38 39 40	provider to the juvenile detention center, including any center employee, through a contract bidding process. (c) If the amount billed for a contractor 0+, 00-, or 01+ call placed by a confined offender does not reflect on a one for one basis all discounts and commissions received through the contract bidding process by the center, including any center employee, the
35 36 37 38 39 40 41	provider to the juvenile detention center, including any center employee, through a contract bidding process. (c) If the amount billed for a contractor 0+, 00-, or 01+ call placed by a confined offender does not reflect on a one for one basis all discounts and commissions received through the contract bidding process by the center, including any center employee, the center shall do one (1) of the following:
35 36 37 38 39 40 41 42	provider to the juvenile detention center, including any center employee, through a contract bidding process. (c) If the amount billed for a contractor 0+, 00-, or 01+ call placed by a confined offender does not reflect on a one for one basis all discounts and commissions received through the contract bidding process by the center, including any center employee, the center shall do one (1) of the following: (1) The center may refund on a prorated basis all discounts
35 36 37 38 39 40 41 42 43	provider to the juvenile detention center, including any center employee, through a contract bidding process. (c) If the amount billed for a contractor 0+, 00-, or 01+ call placed by a confined offender does not reflect on a one for one basis all discounts and commissions received through the contract bidding process by the center, including any center employee, the center shall do one (1) of the following: (1) The center may refund on a prorated basis all discounts and commissions received from a telecommunications
35 36 37 38 39 40 41 42 43 44	provider to the juvenile detention center, including any center employee, through a contract bidding process. (c) If the amount billed for a contractor 0+, 00-, or 01+ call placed by a confined offender does not reflect on a one for one basis all discounts and commissions received through the contract bidding process by the center, including any center employee, the center shall do one (1) of the following: (1) The center may refund on a prorated basis all discounts and commissions received from a telecommunications provider under the process described in subsection (d).
35 36 37 38 39 40 41 42 43 44 45	provider to the juvenile detention center, including any center employee, through a contract bidding process. (c) If the amount billed for a contractor 0+, 00-, or 01+ call placed by a confined offender does not reflect on a one for one basis all discounts and commissions received through the contract bidding process by the center, including any center employee, the center shall do one (1) of the following: (1) The center may refund on a prorated basis all discounts and commissions received from a telecommunications provider under the process described in subsection (d). (2) The center may submit a new bid proposal for a custom
35 36 37 38 39 40 41 42 43 44	provider to the juvenile detention center, including any center employee, through a contract bidding process. (c) If the amount billed for a contractor 0+, 00-, or 01+ call placed by a confined offender does not reflect on a one for one basis all discounts and commissions received through the contract bidding process by the center, including any center employee, the center shall do one (1) of the following: (1) The center may refund on a prorated basis all discounts and commissions received from a telecommunications provider under the process described in subsection (d).

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1	minimum, the bid proposal shall contain the following:
2	(A) Any security and fraud control services considered
3	necessary by the center, including the use of 0+ collect
4	calling services as the sole means of confined offender
5	communications with the general population.
6	(B) A prohibition against the receipt by the center,
7	including any center employee, of any fee, discount,
8	commission, or other consideration for contractor 0+ calls
9	placed by a confined offender.
10	(d) A person may claim a refund from the center by providing
11	the center a copy of the person's telecommunications bill indicating
12	all charges for contractor 0+, 00-, and 01+ calls placed by a
13	confined offender. Not later than thirty (30) days after receiving
14	the copy of the telecommunications bill, the center shall refund to
15	the person that portion of the charges for contractor 0+, 00-, and
16	01+ calls placed by a confined offender equal to the percentage of
17	the discount or commission received by the center for contractor
18	0+, 00-, or 01+ calls placed by the confined offender.
19	(e)".
20	Page 3, line 9, delete "discounted service; or" and insert
21	"discount;".
22	Page 3, line 10, after "(3)" insert "commission; or
23	(4) ".
24	Page 3, line 11, delete "vendor" and insert " provider ".
25	Page 3, line 12, delete "vendor's" and insert " provider's ".
	(Reference is to HB 2115 as printed February 28, 2001.)

Representative Smith V

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